IN THE HIGH COURT OF JUDICTURE FOR RAJASTHAN AT JODHPUR.

O R D E R

Ravindra Singh & ors. Versus State of Rajasthan & Anr.

S.B. Criminal Misc. Petition No.834/2007

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Date of Order: July 16, 2007

PRESENT

HON'BLE MR. JUSTICE H.R. PANWAR

Mr. Mukesh Patodia, for the petitioners.
Mr. Ashok Upadhyaya, Public Prosecutor for the State.

BY THE COURT:

Heard learned counsel for the petitioner and the Public Prosecutor for the State.

By the instant criminal miscellaneous petition under Section 482 of the Code of Criminal Procedure, 1973 (for short, "the Code" hereinafter), the petitioners have challenged the order dated 5-12-2006 passed by the Additional Sessions Judge (Fast Track) No.1, Bhilwara (for short, "the Revisional Court" hereinafter), whereby the revision petition filed by the petitioners against the order dated 6-2-2006 passed by the Judicial Magistratre, Bhilwara (West) (for short, "the trial Court" hereinafter) was dismissed.

It appears from the orders passed by the Courts

below that for the offences under Sections 366, 376, 342 read with Section 120-B, IPC, the trial Court took the cognizance against the petitioners and issued process by non-bailable warrants. It also appears that the statement of witnesses were recorded by the trial Court under Sections 200 and 202 of the Code of the prosecutrix, as also the witnesses produced by her. These witnesses have stated that the prosecutrix was subjected to rape by the petitioner No.1 and the petitioners No.2 to 6 were the persons who abducted the prosecutrix.

In view of the statement of the prosecutrix, in my view, both the courts below were justified in passing the orders impugned. No case for interference in the inherent jurisdiction is made out.

The criminal miscellaneous petition is, therefore, dismissed.

(H.R. PANWAR), J.

mcs